



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, बोरवार, 30 मार्च, 2000/10 चैन, 1922

हिमाचल प्रदेश सरकार

आवकारी एवं कराधान विभाग

अधिसूचना

शिमला-171 009, 29 मार्च, 2000

संख्या 7-43/99-ई० एकत० एन०.-6374-6409.—प्रथम नवम्बर, 1966 से ठीक पूर्व हिमाचल प्रदेश में स विष्ट क्षेत्रों में तथा पंजाब पुनर्गठन अधिनियम, 1966 (1966 का 31) की धारा 5 के अधीन हिमाचल प्रदेश में जोड़े गये क्षेत्रों में यथा प्रवृत्त पंजाब आवकारी अधिनियम, 1914 (1914 का पंजाब अधिनियम संख्यांक 1) की धारा 59 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तथा उक्त अधिनियम की धारा 9 के अधीन और इसके साथ पठित हिमाचल प्रदेश एकाईज पावर्स एण्ड प्रपोज ग्रांडेंस, 1965 द्वारा मुझ में निहित वित्तायुक्त की शक्तियों का प्रयोग करते हुए, मैं, अनिल कुमार खात्री, आवकारी एवं

कराधान प्रायुक्त, हिमाचल प्रदेश एतद्वारा हिमाचल प्रदेश लीकर लाईसंस रुज, 1986 (जिन्हें यहाँ उक्तके पश्चात् 'उक्त रुज' कहा गया है) में तत्काल प्रभाव से निम्नलिखित और मशोधन कराया हुआ है, अर्थात्:—

मशोधन

1. In rule 12 of the said rules,—

- (i) in sub-rule (1) the figure and the words "28th day of February" appearing after the words "made after" but before the words "in respect" shall be substituted by the figure and words "31st March".
- (ii) In the 1st proviso to sub-rule (1) after the words, letter, sign and figure "Form L-1" the words, letter, sign and figure "L1-AA, L1-B and L1-C" shall be inserted.
- (iii) The sub-rule (2) shall be substituted by the following, namely:—

"(2) Notwithstanding anything contained in sub-rule (1) of this rule and 31 in respect of the licences granted on fixed fee and assessed fee or fixed fee alone, the orders of renewal shall be passed only after the 25th day of March and in case of any change in the rates of fixed fee the renewal shall be ordered only after the applicant—licensee has paid the difference in the fee on or before 31st day of March. The licensee shall not be renewed if the difference of licence fee due to its upward revision is not paid before 31st day of March and the part payment of the fee already made while making the application for renewal shall be refunded :

Provided that the Financial Commissioner may for reasons to be recorded in writing allow renewal to be made if the difference of licence fee due to its upwards revision is paid after 31st day of March but before 10th of April".

2. After rule 18 of the rules following new rule 18AA shall be inserted , namely:—

"18AA. The licence mentioned in sub-rule 18 A shall be granted/renewed only subject to the condition that the holder of the licence during the currency of the licence shall lift the following minimum quantity of L. M. F. S. from the approved source (s) of supply :—

Category of Licence (areawise) (as specified in Schedule 'A' appended to these Rules)	Minimum lifting required (in proof litres)
A	1000
B	700
C	400

3. In rule 18 B of the said rules the sign ":" appearing in the end shall be substituted by the sign "." and thereafter the existing proviso shall be deleted.

4. In rule 18 C of the said rules the sign ":" appearing in the end shall be substituted by the sign "." and thereafter the existing proviso shall be deleted.

5. In rule 27 of the said rules —

- (f) in sub-clause (i) of clause (f), after the words and sign "for each vend)" the words "or foreign liquor" shall be added.

(ii) the sub-clause (iii) of clause (f) shall be substituted by the following, namely:—

“(iii) The additional licence fee specified in clauses (i) and (ii) of this sub-rule shall be payable by the licensee into the Government Treasury before obtaining the permit or pass for liquor:

Provided that where the licensee specified in clause (ii) above has paid the additional licence fee at the time of obtaining permit, it shall not be payable again at the time of issue of pass for such liquor.

6. In rule 30 of the said rules in the 1st proviso the words “in the respective district subject to the condition of payment of assessed fee enhanced by 50 % of rates specified in SCHEDULE ‘B’ appended to these rules” appearing at the end shall be deleted.

7. In sub-rule (31) of rule 37 of the said rules —

(i) in 2nd proviso to clause (i) for the words and figures “and 500 millilitres” appearing after the figure and words “750 millilitres and ” the sign, figure and words “, 500 millilitres and miniatures upto 60 millilitres ” shall be substituted.

(ii) In 3rd proviso to clause (i) the existing sub-clause (d) shall be substituted by the following, namely:—

“(d) 180 millilitres ”.

(iii) After the 3rd proviso to clause (i), the new proviso shall be added, namely:—

“Provided further that the storage and sale of country liquor pouches of 200 millilitres shall be permissible only upto 30-6-2000 to exhaust the existing stock of the liquor filled or being filled.”

8. In rule 38 of the said rules—

(i) in clause (a) of sub rule (1) after the letter, sign and figure “L-12. C” but before the words “and he shall” the words, letter, sign and figure “and L-14 or L-14A in rural areas” shall be inserted.

(ii) In sub-rule (3) after clause (e) the following proviso shall be added, namely:—

“Provided that the licensee may obtain the supply of draught beer directly from the brewery.”

(iii) in sub-rule (21), after the existing clause (b) a new clause (aa) shall be added, namely:—

“(aa) The licensee holding a licence in form L-14 in rural areas is permitted to sell I. M. F. S. , on the same terms and conditions as applicable to the holder of licence in form L-2” .

9. In schedule “A” appended to the said rules—

(i) in item at serial number 1 for the words and figure “Rs. 2,25,000” appearing in Col., 3, the words and figure “Rs. 2,50,000” shall be substituted .

(ii) In item at serial number 2 (c) (i) the rates shown in Col. No. 3 shall be substituted by the followings, namely:—

“(i) Re 1/-per P. L. on I. M. F. S. and paisa 30 per B. L. on beer, wine and cider subject to minimum of Rs. 25000”.

(iii) the item at serial number 2 (c) (ii) shall be substituted by the following, namely:—

“1 B (exclusively for Beer and wine and cider)	30 paisa per bulk litre subject to minimum of Rs. 15000.”.
--	---

(iv) the existing item at serial No. 4 shall be substituted by the following, namely:—

“4 (1). L. 4 and L. 5 (combined) for the vend of foreign liquor in a hotel or dak bungalow, restaurant and a bar attached to restaurant :—

Areas :-

(A) (i) Shimla district

For hotels where total number of rooms is:—

10 to 25	26 to 50	> 50
----------	----------	------

Shimla town including Kasumpti, New Shimla, Khalini, Vikasnagar, Chharabra, Kufri to Shilon Bag on Kufri-Chail Road and all areas along the National Highway upto Hotel Asia the Dawn.	Rs. 0.40 Lakh	Rs. 0.50 Lakh	Rs. 0.70 Lakh
--	------------------	------------------	------------------

(ii) Kullu district :

Arcas from Katrain to Kothi

Rs. 0.40 Lakh	Rs. 0.50 Lakh	Rs. 0.70 Lakh
------------------	------------------	------------------

(B) all District Headquarter towns and localities adjacent thereto in Himachal Pradesh (excluding Shimla, Kinnaur and Lahaul Spiti district Headquarters), Dalhausie town (Chamba district), Mcleodganj and Palampur (Kangra) Chail and Kasauli (Solan) and all areas along the National Highway from Hotel Asia the Dawn (Shimla district) to Parwanoo (Solan district).	Rs. 0.25 Lakh	Rs. 0.30 Lakh	Rs. 0.45 Lakh
---	------------------	------------------	------------------

(C) All areas in Himachal Pradesh other than those specified in part (A) and (B) above.

Rs. 0.15 Lakh	Rs. 0.25 Lakh	Rs. 0.30 Lakh
------------------	------------------	------------------

4 (2) L. 4 and L. 5 (combined) for vend of foreign liquor

in a restaurant and a bar attached to restaurant in;	Rs. 0.70 lakh
areas mentioned in part (A) to item 4 (1)	Rs. 0.70 lakh
areas mentioned in part (B) of item 4 (1)	Rs. 0.40 lakh
areas mentioned in part (C) of item 4 (1)	Rs. 0.20 lakh

4 (3) Additional license fee for each additional premises Rs. 0.20 lakh under rule 18-A.

10. In the schedule 'B' appended to the said rules, in the table the existing item at serial no. 4 shall be substituted by the following namely: -

"4. L. 9 and L-9A	35.00	35.00	4.00	0.50	0.50	4150	7.00"
-------------------	-------	-------	------	------	------	------	-------

हस्ताक्षरित/-

प्रबकारी एवं कराधान आयुक्त,
हिमाचल प्रदेश।

[Authoritative English text of Excise and Taxation Department, Himachal Pradesh, Notification No. 7 43/99-EXN 6374 6409, dated 29-3-2000 as required under clause (3) of Article 348 of the Constitution of India].

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Shimla-171 009, the 29th March, 2000

No. 7-43/99-EXN 6374-6409.—In exercise of the powers conferred by section 59 of the Punjab Excise Act, 1914 (1 of 1914), as in force in the areas comprised in Himachal Pradesh, immediately before 1st November, 1966, and the territories transferred to Himachal Pradesh, under section 5 of the Punjab Reorganization Act, 1956 (31 of 1966) and by virtue of the powers of the Financial Commissioner, conferred on me under section 9 of the said Act, read with Himachal Pradesh (Excise Powers and Appeal) Orders, 1965, I, Anil Kumar Khachi, Excise & Taxation Commissioner, Himachal Pradesh hereby order the following further amendments in the Himachal Pradesh Liquor License Rules, 1986 amended from time to time (hereinafter called the 'said rules') with immediate effect, namely:—

AMENDMENT

1. In rule 12 of the said rules.—

- (iv) in sub-rule (1) the figure and the words "28th" day of February" appearing after the words "made after" but before the words "in respect" shall be substituted by the figure and words "31st March".
- (v) In the 1st proviso to sub-rule (1) after the words letter, sign and figure "Form L-1" the words "letter, sign and figure", L-1A, L-1B and L-1C" shall be inserted.
- (vi) The sub rule (2) shall be substituted by the followings, namely:—

"(2) Notwithstanding anything contained in sub-rule (1) of this rule and in respect of the licenses granted on fixed fee and assessed fee or fixed fee alone, the orders of renewal shall be passed only after the 25th day of March

and in case of any change in the rates of fixed fee, the renewal shall be ordered only after the applicant-licensee has paid the difference in the fee on or before 31st day of March. The licence shall not be renewed if the difference of licence fee due to its upward revision is not paid before 31st day of March and the part payment of the fee already made while making the application for renewal shall be refunded:

Provided that the Financial Commissioner may for reasons to be recorded in writing allow renewal to be made if the difference of licence fee due to its upward revision is paid after 31st day of March but before 10th of April."

2. After rule 18 of the said rules following new rule 18AA shall be inserted, namely :—

"18AA. The licence mentioned in sub rule 18A shall be granted/renewed only subject to the condition that the holder of the licence during the currency of the licence shall lift the following minimum quantity of I.M. F.S. from the approved source(s) of supply :—

Category of Licence (area-wise) ; (as specified in schedule 'A' appended to these Rules	Minimum lifting required (in proof litres)
--	---

A	1000
B	700
C	400

3. In Rule 18B of the said rules the sign ":" appearing in the end shall be substituted by the sign "." and thereafter the existing proviso shall be deleted.

4. In rule 18C of the said rules the sign ":" appearing in the end shall be substituted by the sign "." and thereafter the existing proviso shall be deleted.

5. In rule 27 of the said rules—

(iv) in sub clause (i) of clause (f), after the words in d sign "for each vend)" the words "or foreign liquor" shall be added.

(i) the sub clause (iii) of clause (f) shall be substituted by the following namely :—

"(iii) The additional licence fee specified in clause (i) and (ii) of this sub-rule shall be payable by the licensee into the Government Treasury before obtaining the permit or pass for liquor:

Provided that where the licensee specified in clause (ii) above has paid the additional licence fee at the time of obtaining permit, it shall not be payable again at the time of issue of pass for such liquor.

6. In rule 30 of the said rules in the 1st proviso the words "in the respective district subject to the condition of payment of assessed fee enhanced by 50% of rates specified in SCHEDULE 'B' appended to these rules" appearing at the end shall be deleted.

7. In sub rule (31) of the rule 37 of the said rules—

(iii) in 2nd proviso to clause (i) for the words and figures "and 500 millilitres" appearing after the figure and words "750 millilitres and" the sign, figure and words, "500 millilitres and miniatures upto 60 millilitres" shall be substituted.

- (iv) In 3rd proviso to clause (i) the existing sub clause (d) shall be substituted by the following namely :—

“(d) 180 millilitres”

- (vi) After the 3rd proviso to clause (i), the new proviso shall be added, namely :—

“Provided further that the storage and sale of country liquor pouches of 200 millilitres shall be permissible only upto 30-6-12000 to exhaust the existing stock of the liquor filled or being filled.”

8. In rule 38 of the said rules—

- (v) in clause (a) of sub rule (1) after the letter, sign and figure “L-12.C” but before the words “and he shall” the words, letter, sign and figure “and L-14 or L-14A in rural areas” shall be inserted.

- (vi) In sub rule (3) after clause (e) the following proviso shall be added, namely :—

“Provided that the licensee may obtain the supply of draught beer directly from the brewery.”

- (vii) in sub rule (21), after the existing clause (b) a new clause (aa) shall be added, namely :—

“(aa) The licensee holding a licence in form L-14 in rural areas is permitted to sell L. M. F. S. on the same terms and conditions as applicable to the holder of licence in form L-2”.

9. In Schedule “A” appended to the said rules—

- (vii) in item at serial number 1 for the words and figure “Rs. 2,25,000” appearing in col. 3, the words and figure “Rs. 2,50,000” shall be substituted.

- (ix) In item at serial number 2 (c) (i) the rates shown in col. no. 3 shall be substituted by the following namely :—

“(i) Re 1/- per P. L. on L. M. F. S. and paisa 30 per B. L. on beer, wine and cider subject to minimum of Rs. 25000.”

- (iii) the item at serial number 2 (c) (ii) shall be substituted by the following, namely :—

“L-1-B (exclusively for Beer and wine and cider)	30 paisa per bulk litre subject to minimum of Rs. 15000.”
--	---

- (x) the existing item at serial no 4. shall be substituted by the followings, namely :—

“4(1), L.3, L.4 and L. 5 (combined) for the vend of foreign liquor in a hotel or dak-bungalow, restaurant and a bar attached to restaurant :—

Areas :—

- (A) (i) Shimla district

For hotels where total
number of room is :—

10 to 25 26 to 50 > 50

Shimla town including Kasumpti, New Shimla, Khalini, Vikar-nagar, Chharabra, Kufri to Shilon Bag on Kufri-Chail Road and all areas along the National High-way upto Hotel Asia the Dawn.	Rs. 0.40 Lakh	Rs. 0.50 Lakh	Rs. 0.70 Lakh
--	------------------	------------------	------------------

(ii) Kullu district : Areas from Katrain to Kothi.	Rs. 0.40 Lakh	Rs. 0.50 Lakh	Rs. 0.70 Lakh
---	------------------	------------------	------------------

(B) all District Headquarter towns and localities adjacent thereto in Himachal Pradesh (excluding Shimla Kinnaur and Lahaul Spiti district Head quarters), Dalhausie town (Chamba district), Mcleodganj and Palampur (Kangra) Chail and Kasauli (Solan) and all areas along the National Highway from Hotel Asia the Dawn (Shimla district) to Parwanoo (Solan district).	Rs. 0.25 Lakh	Rs. 0.30 Lakh	Rs. 0.45 Lakh
---	------------------	------------------	------------------

(C) All areas in Hiamchal Pradesh other than those specified in part (A) and (B) above.	Rs. 0.15 Lakh	Rs. 0.25 Lakh	Rs. 0.30 Lakh
---	------------------	------------------	------------------

4 (2) L. 4 and L.5 (combined) for vend of foreign liquor in a restaurant and a bar attached to restaurant in ;

areas mentioned in part (A) of item 4(1)	Rs. 0.70 lakh
areas mentioned in part (B) of item 4 (1)	Rs. 0.40 lakh
areas mentioned in part (C) of item 4 (1)	Rs. 0.20 lakh

4 (3) Additional license fee for each additional premises under rule 18-A	Rs. 0.20 lakh"
---	----------------

11. In the schedule 'B' appended to the said rules, in the table the existing item at serial no 4 shall be substituted by the following namely :-

"4. L.9 and L-9A	35.00	35.00	4.00	0.50	0.50	4.50	7.00"
------------------	-------	-------	------	------	------	------	-------

Sd/-
Excise and Taxation Commissioner.

आबकारी एवं कराधान विभाग

अधिसूचना

शिमला-171 009, 29 मार्च, 2000

संख्या 7-43/99-ई0 एकम0 एन0-6374-6409. — प्रथम नवम्बर, 1966 से ठीक पूर्व हिमाचल प्रदेश में समाविष्ट क्षेत्रों में तथा पंजाब पुनर्गठन अधिनियम, 1966 (1966 का 31) की धारा 5 के अधीन हिमाचल प्रदेश में समाविष्ट क्षेत्रों में तथा प्रवृत्त पंजाब आबकारी अधिनियम, 1914 (1914 का पंजाब अधिनियम संख्यांक 1) की धारा 59 के खण्ड (एफ) (III-ए) द्वारा प्रदत्त शक्तियों

का प्रयोग करते हुए तथा इसके साथ पठित उक्त अधिनियम की धारा 9 के अधीन हिमाचल प्रदेश (एक्ससाईज पावर्ज एण्ड अपील) आर्डर, 1965 द्वारा मुझ में निहित वित्तीय शक्तियों का प्रयोग करते हुए, मैं, अनिल कुमार खाची, आयकारी एवं कराधान आयुक्त, हिमाचल प्रदेश, एल-2, एल-2-ए, और एल-10, एल-14 और एल0 एल0-14 ए पर बेची जाने वाली बोयल की निम्नलिखित अधिकतम दर 1-4-2000 में निर्धारित करता हूँ :-

MAXIMUM SALE PRICE OF BEER

Beer :

- | | |
|---|---------------------------------|
| (A) With alcoholic contents upto 5% | Rs. 40/- per bottle of 650 mls. |
| (B) With alcoholic contents above 5% and upto 8.25% | Rs. 50/- per bottle of 650 ml. |

हस्ताक्षरित/-
आयकारी एवं कराधान आयुक्त।

[Authoritative English text of Excise and Taxation Department, Himachal Pradesh notification No. 7-43/99-EXN-6374-6409, dated 29 March, 2000 as required under clause (3) of Article 348 of the Constitution of India].

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Shimla-171009, the 29th March, 2000

No. 7-43/99-EXN.— In exercise of the powers conferred by sub section (iii-a) of clause (f) of section 59 of the Punjab Excise Act, 1941 (1 of 1914). As in force in the areas comprised in Himachal Pradesh immediately before 1st November, 1966., and the territories transferred to Himachal Pradesh under section 5 of the Punjab Re-organization Act, 1966 (31 of 1966) and by virtue of the powers of the Financial Commissioner, conferred on me under section 9 of the said Act, read with the Himachal Pradesh (Excise Powers & Appeal) Orders, 1965 as amended from time to time, I, Anil Kumar Khachi, Excise & Taxation Commissioner, Himachal Pradesh, hereby fix the maximum sale price of Beer to be sold at the L-2, L-2-A, and L-10, L-14 and L-14-A licenses in Himachal Pradesh with effect from 1-4-2000 :-

MAXIMUM SALE PRICE OF BEER

Beer :

- | | |
|--|---------------------------------|
| (A) With alcoholic contents upto 5% | Rs. 40/- per bottle of 650 mls. |
| (B) With alcoholic contents above 5% and upto 8.25%. | Rs. 50/- per bottle of 650 mls. |

Sd. -
Excise and Taxation Commissioner.

